

Attorney Docket No.: 71034

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AUG 22 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HOLMES
Serial No. : 10/664,703
Confirm. No. : 5196
Filed : September 18, 2003
For : BALL-AND-SOCKET...
Art Unit : 3679
Examiner : Michael P. Ferguson
Dated : August 22, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION UNDER 37 CFR 1.136 (a)

Sir:

The Office Action dated April 22, 2005 provided for a shortened statutory period for response of three months.

The shortened statutory period expired July 22, 2005.

Since the attached response is being filed within the first month pursuant to 37 CFR 1.136(a) Applicant attaches a Credit Card Payment Form and respectfully requests the Examiner to charge the appropriate petition fee of \$120.00 (fee code 1251).

Respectfully submitted
for Applicant(s),

By:


John James McGlew

Reg. No.: 31,903

For: MCGLEW AND TUTTLE, P.C.

JJM:tf
71034.13

Enclosed: Credit Card Payment Form

DATED: August 22, 2005

SCARBOROUGH STATION

SCARBOROUGH, NEW YORK 10510-9227

(914) 941-5600

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SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND
TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO
OUR DEPOSIT ACCOUNT 13-0410.